

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Youji KOHDA et al.

Application No.: 09/766,646

Group Art Unit: 3622

Confirmation No.: 4296

Filed: January 23, 2001

Examiner: Arthur D. Duran

For: ONLINE SALES PROMOTION METHOD AND DEVICE

REQUEST FOR REFUND TO DEPOSIT ACCOUNT

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

A Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences was filed on April 7, 2008 and the Appeal Fee of \$510 was paid (copy of filing enclosed). On July 31, 2008 an Applicant Appeal Brief Under 37 C.F.R. §41.37 was filed and the fee transmittal (copy enclosed) that was filed concurrently with, inadvertently authorized the Appeal Brief fee of \$510. However, since the Appeal Brief fee was only needed to be paid once, it is requested that \$510 be refunded.

Accordingly, it is respectfully requested that this charge be credited to Deposit Account No. 19-3935 and that the Patent Office acknowledge this credit in writing to the undersigned.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 10/02/08

By: Thomas L. Jones
Thomas L. Jones
Registration No. 53,908

1201 New York Ave, N.W., 7th Floor
Washington, D.C. 20005
Telephone: (202) 434-1500
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Asi

S&H Form: (09/07)
Attorney Docket No. 1405.1032

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In re Patent Application of:

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COPY

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Attention: After Final

Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed November 6, 2007 finally rejecting claims 1-12, and 14-26.

The items checked below are appropriate:

1. EXTENSION OF TIME PETITION AND FEE

☒ Attached is a petition for a 2-month extension of
time for reply to the final rejection. \$ 460.00

2. APPEAL FEE

☒ Other than a small entity 510.00

TOTAL FEE \$ 970.00

04/03/2008 F02EPRI1 00000000 09766646

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3. PAYMENT

☒ Check attached for the total fee of \$ 970.00.

☒ Charge Account 19-3935 for any fee deficiency.

Respectfully submitted,

STAAS & HALSEY LLP

Dated: 04/07/08

By: Thomas L. Jones

Thomas L. Jones

Registration No. 53,908

1201 New York Ave, N.W., 7th Floor
Washington, D.C. 20005
Telephone: (202) 434-1500
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REPLY/AMENDMENT FEE TRANSMITTAL

Attorney Docket No. 1405.1032
 Application Number 09/766,646
 Filing Date January 23, 2001
 First Named Inventor Youji KOHDA et al.
 Group/Art Unit 3622

COPY

AMOUNT ENCLOSED 960.00 Examiner Name Arthur D. Duran

FEE CALCULATION (fees effective 12/08/04)

CLAIMS AS AMENDED	Claims Remaining After Amendment	Highest Number Previously Paid For	Number Extra	Rate	Calculations
TOTAL CLAIMS	25	- 26 =	0	X \$ 50.00 =	\$ 0.00
INDEPENDENT CLAIMS	7	- 8 =	0	X \$ 200.00 =	0.00
Since an Official Action set an <u>original</u> due date of <u>June 7, 2008</u> , petition is hereby made for an extension to cover the date this reply is filed for which the requisite fee is enclosed (1 month (\$120)); (2 months (\$450)); (3 months (\$1,020)); (4 months (\$1,590)); (5 months (\$2,160));					450.00
Appeal Brief is enclosed (\$510.00)					510.00
If Statutory Disclaimer under Rule 20(d) is enclosed, add fee (\$130.00)					
Information Disclosure Statement (Rule 1.17(p)) (\$180.00)					
Total of above Calculations =					\$ 960.00
Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27 & 1.28)					
TOTAL FEES DUE =					\$ 960.00

- (1) If entry (1) is less than entry (2), entry (3) is "0".
 (2) If entry (2) is less than 20, change entry (2) to "20".
 (4) If entry (4) is less than entry (5), entry (6) is "0".
 (5) If entry (5) is less than 3, change entry (5) to "3".

METHOD OF PAYMENT

- ☐ Check enclosed as payment.
☒ Charge "TOTAL FEES DUE" to the Deposit Account No. below.
☐ No payment is enclosed.

GENERAL AUTHORIZATION

- ☒ If the above-noted "AMOUNT ENCLOSED" is not correct, the Commissioner is hereby authorized to credit any overpayment or charge any additional fees necessary to:
- Deposit Account No. 19-3935
 Deposit Account Name STAAS & HALSEY LLP
- ☒ The Commissioner is also authorized to credit any overpayments or charge any additional fees required under 37 CFR 1.16 (filing fees) or 37 CFR 1.17 (processing fees) during the prosecution of this application, including any related application(s) claiming benefit hereof pursuant to 35 USC § 120 (e.g., continuations/divisionals/CIPs under 37 CFR 1.53(b) and/or continuations/divisionals/CPAs under 37 CFR 1.53(d)) to maintain pendency hereof or of any such related application.

SUBMITTED BY: STAAS & HALSEY LLP

Typed Name Thomas L. Jones Reg. No. 53,908
 Signature *Thomas L. Jones* Date July 31, 2008